

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF BALLARD RURAL TELEPHONE	)	
COOPERATIVE CORPORATION, INC. FOR	)	CASE NO.
ARBITRATION OF CERTAIN TERMS AND	)	2006-00215
CONDITIONS OF PROPOSED	)	
INTERCONNECTION AGREEMENT WITH	)	
AMERICAN CELLULAR F/K/A ACC KENTUCKY	)	
LICENSE LLC, PURSUANT TO THE	)	
COMMUNICATIONS ACT OF 1934, AS	)	
AMENDED BY THE TELECOMMUNICATIONS	)	
ACT OF 1996	)	

O R D E R

This matter is before the Commission upon its own motion. Between May 30, 2006 and June 9, 2006, 49 Arbitration Petitions were filed by 12 local exchange carriers against 8 commercial mobile radio communications providers, pursuant to 47 U.S.C. § 252(b) (collectively, the "Petitions").<sup>1</sup> In light of arguments made in the course of an informal telephonic conference held on June 15, 2006, and following a careful review of the Petitions, the Commission believes that it is necessary and advisable to determine at the earliest possible date whether the Petitions may be fairly and reasonably consolidated in view of the issues presented for arbitration. Such consolidation is specifically authorized by 47 U.S.C. § 252(g), which states:

Where not incompatible with the requirements of this Act, a State commission may, to the extent practical, consolidate proceedings under sections 214(e), 251(f), 253 and this section in order to reduce

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<sup>1</sup> The Petitions are identified in Appendix A attached hereto and incorporated herein.

administrative burdens on telecommunications carriers, other parties to the proceedings, and the State commission in carrying out its responsibilities under this Act.

On the basis of the foregoing and after being otherwise sufficiently advised, the Commission HEREBY ORDERS that:

1. The Respondents to the Petitions shall file a consolidated response to the Petitions on or before July 7, 2006. Said consolidated response shall include, at least:

a. a section appropriately identifying and responding to any issues common to each of the individual Petitions; and

b. following sections unique to each Respondent identifying and responding to any issues arising solely between the Petitioners and the individual Respondent.

2. The consolidated response shall be docketed in this matter, Commission Case No. 2006-00215. Neither the consolidated response nor any other responsive pleading shall be filed in any other case unless otherwise ordered by the Commission.

3. Contemporaneous with the filing of the consolidated response, any Respondents desiring to do so shall file a Joint Motion to Consolidate Cases on or before July 7, 2006.

4. The Petitioners shall file a Joint Response to any Motion to Consolidate Cases on or before July 14, 2006.

5. Nothing herein should be regarded as otherwise restricting or limiting the Commission's authority to enter subsequent orders regarding the Petitions, individually or collectively.

Done at Frankfort, Kentucky, this 19<sup>th</sup> day of June, 2006.

By the Commission

ATTEST:

  
Executive Director

## APPENDIX A

### APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2006-00215 DATED JUNE 19, 2006

#### LIST OF RELATED ARBITRATION PROCEEDINGS FILED MAY 30, 2006 THROUGH JUNE 9, 2006

Case No. 2006-00216, Petition of Ballard Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00217, Petition of Duo County Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00218, Petition of Logan Telephone Cooperative, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With American Cellular Corporation f/k/a ACC Kentucky License LLC, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00219, Petition of Logan Telephone Cooperative, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00220, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With American Cellular Corporation f/k/a ACC Kentucky License LLC, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00221, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00223, Petition of Ballard Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With ComScape Telecommunications, Inc., Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00224, Petition of Ballard Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With NTCH-West, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00225, Petition of Duo County Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With ComScape Telecommunications, Inc., Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00226, Petition of Duo County Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With NTCH-West, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00227, Petition of Logan Telephone Cooperative, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With ComScape Telecommunications, Inc., Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00229, Petition of Logan Telephone Cooperative, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With NTCH-West, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00230, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With ComScape Telecommunications, Inc., Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00231, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With NTCH-West, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00232, Petition of Duo County Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Alltel Communications, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00233, Petition of Ballard Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Alltel Communications, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00234, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Alltel Communications, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00235, Petition of Logan Telephone Cooperative, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Alltel Communications, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00239, Petition of Ballard Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00240, Petition of Duo County Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00241, Petition of Logan Telephone Cooperative, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00242, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00243, Petition of Ballard Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With New Cingular Wireless PCS, LLC and Cincinnati SMSA Limited Partnership Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00244, Petition of Duo County Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With New Cingular Wireless PCS, LLC and Cincinnati SMSA Limited Partnership Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00245, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With New Cingular Wireless PCS, LLC and Cincinnati SMTA Limited Partnership Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00249, Petition of Ballard Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Sprint Spectrum, L.P., and SprintCom, Inc. d/b/a Sprint PCS To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00250, Petition of Duo County Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Sprint Spectrum, L.P., and SprintCom, Inc. d/b/a Sprint PCS To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00251, Petition of Logan Telephone Cooperative, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Sprint Spectrum, L.P., and SprintCom, Inc. d/b/a Sprint PCS To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00252, Petition of North Central Telephone Cooperative Corporation, For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With American Cellular Corporation f/k/a ACC Kentucky License LLC, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00253, Petition of North Central Telephone Cooperative Corporation, For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00254, Petition of North Central Telephone Cooperative Corporation, For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00255, Petition of South Central Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00256, Petition of West Kentucky Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Sprint Spectrum, L.P., and SprintCom, Inc. d/b/a Sprint PCS To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00257, Petition of North Central Telephone Cooperative Corporation, For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Sprint Spectrum, L.P., and SprintCom, Inc. d/b/a Sprint PCS To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00288, Petition of Brandenburg Telephone Company For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00289, Petition of Brandenburg Telephone Company For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00290, Petition of South Central Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With New Cingular Wireless PCS, LLC and Cincinnati SMTA Limited Partnership Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00291, Petition of South Central Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00292, Petition of Foothills Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00293, Petition of Foothills Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.



Case No. 2006-00294, Petition of Gearheart Communications Inc. d/b/a Coalfields Telephone Company, For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00295, Petition of Gearheart Communications Inc. d/b/a Coalfields Telephone Company, For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00296, Petition of Mountain Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00297, Petition of Mountain Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00298, Petition of Peoples Rural Telephone Cooperative Corporation, Inc. For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00299, Petition of Peoples Rural Telephone Cooperative Corporation, Inc., For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00300, Petition of Thacker-Grigsby Telephone Company, Inc., For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With Cellco Partnership d/b/a Verizon Wireless, GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless, and Kentucky RSA No. 1 Partnership d/b/a Verizon Wireless, Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Case No. 2006-00301, Petition of Thacker-Grigsby Telephone Company, Inc., For Arbitration of Certain Terms and Conditions of Proposed Interconnection Agreement With T-Mobile USA, Inc. Pursuant To the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.